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LAWS

RELATING TO

Public Schools and School Interests

Enacted by the Legislatures of 1920 (Extraordinary
Session) and 1921



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SESSION LAWS OF 1920

(Extraordinary Session)

CHAPTER 2.

AN ACT relating to school revenues, the annual tax levy and limit thereof, and amending section 4600 of Remington & Ballinger's Annotated Codes and Statutes of Washington.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. That section 4600 of Rem. & Bal. Code be amended to read as follows:

Section 4600. The interest accruing on said permanent school fund, together with all rentals and other revenues derived therefrom, and from lands and other property devoted to the common school fund, shall be exclusively applied to the current use of the common schools.

In addition thereto it shall be the duty of the state board of equalization, annually, at the time of levying taxes for state purposes, to levy a tax sufficient to produce a sum which, when added to the amount of money derived from interest and other income from the state permanent school fund during the preceding school year, shall equal twenty dollars for each child of school age residing in the state as shown by the last reports of the several county superintendents to the superintendent of public instruction.

The funds provided by this section shall be known as the current school fund.

Passed the Senate March 22, 1920.

Passed the House March 23, 1920.

Approved by the Governor March 25, 1920.

SESSION LAWS OF 1921

CHAPTER 7 (Part).

[H. B. 11.]

AN ACT relating to, and to promote efficiency, order and economy in, the administration of the government of the state, prescribing the powers and duties of certain officers and departments, defining offenses and fixing penalties, abolishing certain offices, and repealing conflicting acts and parts of acts.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. This act shall be known and may be cited as the administrative code.

SEC. 9. The secretary of state, the superintendent of public instruction, and the state insurance commissioner, *ex officio*, shall constitute the state archives committee, which shall have the power, and it shall be its duty, to exercise all the powers and perform all the duties now vested in, and required to be performed by, the public archives commission.

SEC. 11. The secretary of state, the superintendent of public instruction, and the state insurance commissioner, *ex officio*, shall constitute the state voting machine committee, which shall have the power, and it shall be its duty, to exercise all the powers and perform all the duties now vested in, and required to be performed by, the state board of voting machine examiners.

SEC. 13. The superintendent of public instruction, the commissioner of public lands, and the state treasurer, *ex officio*, shall constitute the state library committee, which shall have the power, and it shall be its duty, to exercise all the powers and perform all the duties relating to the state library, except the powers and duties relating to the state law library, now vested in, and required to be performed by, the state library commis-

sion, and shall exercise all the powers and perform all the duties now vested in, and required to be performed by, the state library advisory board.

CHAPTER 44.

[H. B. 120.]

AN ACT relating to the attendance of high school pupils in adjoining districts and providing for the payment of tuition therefor, and amending section 4982 Pierce's Code.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. That section 4982 Pierce's Code (4484 of Rem. & Bal. Code) be amended to read as follows:

Section 4982. Any board of directors shall have power to make arrangements with adults wishing to attend school, or with the directors of another district, for the attendance of such children, in the school of either district as may be best accommodated therein: *Provided*, That in case such arrangements are not made or children from school districts not adjoining desire to attend school in their district they may charge reasonable tuition for such attendance: *Provided further*, That all such money collected by any school district officer for the use of the district shall, within thirty days after the date of its collection, be turned over to the county treasurer and placed to the credit of the district: *Provided further*, That the board of directors of any school district in the state in which a high school is maintained, and which lies adjacent to the boundary of a school district in another state in which no high school is maintained, may make arrangements with the officers of the district of the other state for the attendance of any high school pupils residing in such outside district upon the payment of tuition therefor: *Provided*, That the provisions of this section shall not apply unless the laws of the other state per-

mit its districts to extend similar privileges to pupils resident in the State of Washington. In the event that any pupils residing in a Washington School District, which maintains no high school and which is adjacent to the school district of another state, shall desire to attend high school in such district in the other state, the board of directors of the Washington district shall have the power to arrange for, and pay tuition for their attendance in the district of the other state and to pay such expense from the funds of the district. *Provided further*, The reimbursement of a high school district for cost of educating high school pupils for a non high school district, as provided for in this act, shall not be deemed a tuition charge as affecting the apportionment of current state school funds provided for in Section 5072 Pierce's Code, 4568 of Remington & Ballinger's Annotated Codes and Statutes.

Passed the House February 15, 1921.

Passed the Senate February 23, 1921.

Approved by the Governor March 4, 1921.

CHAPTER 46.

[S. B. 93.]

AN ACT to repeal chapter 20, Laws of 1917, entitled "An Act providing for a state nautical school and for the government and maintenance thereof."

Be it enacted by the Legislature of the State of Washington:

SECTION 1. That chapter 20, Laws of 1917, entitled "An act providing for a state nautical school, and for the maintenance thereof," be and the same is hereby repealed.

Passed the Senate February 17, 1921.

Passed the House March 2, 1921.

Approved by the Governor March 8, 1921.

CHAPTER 56.

AN ACT establishing a day for the observance by the public schools as "Victory and Admission Day" and prescribing for the teachers of the public schools and county superintendents of schools and the state superintendent of public instruction certain duties in relation thereto.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. The 11th day of November each year, or the Friday preceding when the 11th of November falls upon a non-school day, shall be suitably observed in all the common and high schools of the state and shall be known as "Victory and Admission Day."

SEC. 2. For the proper observance of this day, it shall be the duty of each teacher in the public schools of this state, or principal in charge of the school building, to prepare and, in co-operation with the pupils in his charge, present a program of exercises of at least sixty minutes in length, setting forth the part taken by the United States and the State of Washington in the world war for the years 1917 and 1918, and the principles for which the allied nations fought, and the heroic deeds of American soldiers and sailors, the leading events in the history of our state and of Washington Territory, the character and struggles of the pioneer settlers and other topics tending to instill a loyalty and devotion to the institutions and laws of our state.

SEC. 3. It is hereby made the duty of the state superintendent of public instruction and of the county superintendent of schools, by advice and suggestions, to aid in the suitable observance of "Victory and Admission Day."

Passed the Senate February 14, 1921.

Passed the House March 2, 1921.

Approved by the Governor March 8, 1921.

CHAPTER 61.

AN ACT fixing the time of holding elections, providing for the appointment of election officers and prescribing their duties, and fixing the time of the commencement of terms of municipal and district officers.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. All county elections in Class A counties and counties of the first class, whether general or special, and whether for the election of county officers or for the submission to the voters of any county of any question for their adoption and approval or rejection, shall be held on the first Tuesday after the first Monday of November in the year in which they may be called: *Provided*, That this section shall not be construed as fixing the time for holding the elections for the recall of county officers or primary elections.

SEC. 2. That all city, town, township, school district, port district, park district, irrigation district, dike district, drainage district, drainage improvement district, diking improvement district, river improvement district, commercial waterway district, and all other municipal and district elections whether general or special, and whether for the election of municipal or district officers or for the submission to the voters of any city, town, township or district of any question for their adoption or approval or rejection, shall be held in Class A counties and counties of the first class on the first Tuesday after the first Monday in May in the year in which they may be called: *Provided*, That this section shall not be construed as fixing the time of holding elections for the recall of city, town or district officers: *And provided further*, That this section shall not be construed as repealing the provisions of a city of the first class providing for the election of persons receiving a majority of all votes cast for any office at a primary or first election, but such prim-

any or first election shall be held two weeks prior to the general election provided for in this section.

SEC. 3. Nothing in this act contained shall be construed as preventing the calling of a special election by the governor to fill a vacancy existing in any state office or the office of United States senator, representative in Congress, for the senator or member of the House of Representatives of the State of Washington, on any other dates than those above specified.

SEC. 4. The term of every city, town and district officer elected under the provisions of this act shall begin on the first Monday in June following his election: *Provided, however,* That any person elected to office at the first election held under this act shall not take office until the expiration of the term of office of his predecessor: *And provided further,* That any person whose term of office shall expire prior to the holding of the first election under this act, shall continue to hold office until his successor is elected and qualified.

SEC. 5. It shall be the duty of the chairman of the board of county commissioners, the county auditor and the prosecuting attorney in Class A counties and counties of the first class in all city, town and district elections held under the provisions of this act to provide places for holding elections, to appoint the election officers, to provide for their compensation, to provide ballot boxes and ballots or voting machines, poll books and tally sheets, and deliver them to the election officers at the polling places, to publish and post notices of calling such elections in the manner provided by law, and to apportion to each city, town or district its share of the expense of such election.

SEC. 6. The election officers hereinabove provided for shall conduct such elections and shall receive and deposit ballots cast thereat in the proper and respective ballot boxes and shall count said ballots and make return

thereof to the proper officers of the respective cities, towns, and districts in the manner provided by law; *Provided, however,* There shall be but one set of election officials in each precinct.

SEC. 7. At every election held under the provisions of this act, the polls shall be kept open from eight o'clock a. m. to eight o'clock p. m. and all qualified electors who shall be inside of the polling place at eight o'clock p. m. shall be allowed to cast their ballots at such election.

Passed the Senate February 14, 1921.

Passed the House March 2, 1921.

Approved by the Governor March 10, 1921.

CHAPTER 66.

[H. B. 134.]

AN ACT authorizing the board of trustees of the state normal school at Bellingham to grant rights of way for highway across such school lands.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. That the board of trustees of the state normal school at Bellingham are hereby authorized to grant to the park board of the city of Bellingham without charge a right of way for a highway over and across any of the lands belonging to such school: *Provided,* That neither the State of Washington, the said state normal school, nor any of the lands thereof shall ever be assessed or required to pay any part of the cost of construction, improvement, or maintenance of any such highway.

Passed the House March 3, 1921.

Passed the Senate March 9, 1921.

Approved by the Governor March 10, 1921.

CHAPTER 85.

[H. B. 310.]

AN ACT relating to institutions of higher learning and amending section 4745 of Pierce's Code.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. That Sec. 4745 of Pierce's Code be amended to read as follows:

Section 4745. There is hereby established a joint board of higher curricula composed of seven members, namely, the president of the University of Washington, the president of the State College of Washington, the president of one of the state normal schools to be selected by the presidents of the state normal schools and four citizens of the State of Washington who are in no way connected with the institutions of higher learning, to be appointed by the governor. The selected members of the joint board shall hold office for two years and shall serve until their successors are selected.

Passed the House March 3, 1921.

Passed the Senate March 7, 1921.

Approved by the Governor March 14, 1921.

CHAPTER 96. (PART)

* * * * SEC. 17. Motor vehicles and trailers owned by the State of Washington, or by the counties, county game commissions, cities and school districts therein, and used exclusively by them, and all motor vehicles owned by the United States Government, and used exclusively in its service, shall be exempt from the payment of the license fees herein provided: *Provided, however,* Such vehicle shall be registered as prescribed in this act and shall display upon the machine the number plates

assigned by the secretary of state, and except in case of the Federal government, shall pay for such number plates a fee of one dollar (\$1.00).

CHAPTER 101.

AN ACT relating to public schools and amending section 4424 of Remington & Ballinger's Annotated Codes and Statutes of Washington.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. That section 4424 of Rem. & Bal. Code be amended to read as follows:

Section 4424. Every incorporated city in the state shall be comprised in one school district, and shall be under the control of one board of directors: *Provided*, That any two or more contiguous or adjacent districts of the second and third class may form a union high school district in the manner and with all the powers provided by law for union high school districts: *Provided*, That nothing in this section shall be so construed as to prevent the extension of such city district a reasonable distance beyond the limits of such city: *And provided further*, That nothing in this section shall be so construed as to change or disturb the boundaries of any school district organized prior to the incorporation of any city, except in cases of incorporation of cities lying partly in two or more school districts organized prior to the incorporation of any city, or the extension of the boundaries of cities beyond the limits of the school districts in which they are situated, or in cases where two or more cities unite, as provided by law: *And provided further*, That the fact of the issuance of bonds by school districts, heretofore or hereafter, shall not prevent the formation of new school districts, whether or not such bonds have been redeemed, cancelled or paid in whole or in part and

shall not prevent the transfer or uniting with another school district of a portion or the whole of a district where bonds have been or may hereafter be issued.

Passed the House March 2, 1921.

Passed the Senate March 8, 1921.

Approved by the Governor March 16, 1921.

CHAPTER 123.

[H. B. 73.]

AN ACT relating to the computation of the indebtedness of taxing districts and amending section 5401 Pierce's Code, and declaring that this act shall take effect immediately.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. That section 5401 Pierce's Code be amended to read as follows:

Section 5401. Whenever it shall be necessary to compute the indebtedness of a taxing district for bonding or any other indebtedness purposes, taxes levied for the current year and cash on hand received for the purpose of carrying on the business of such taxing district for such current year shall be considered as an asset only as against indebtedness incurred during such current year which is payable from such taxes or cash on hand: *Provided, however,* That all taxes levied for the payment of bonds, warrants or other public debts of such taxing district, shall be deemed a competent and sufficient asset of the taxing district to be considered in calculating the constitutional debt limit or the debt limit prescribed by this act for any taxing district: *Provided,* That the provisions of this section shall not apply in computing the debt limit of a taxing district in connection with bonds authorized pursuant to a vote of the electors at an election called prior to March 1, 1917.

SEC. 2. This act is necessary for the immediate preservation of the public peace, health and safety, support of the state government and its existing public institutions, and shall take effect immediately.

Passed the House January 31, 1921.

Passed the Senate March 8, 1921.

Approved by the Governor March 19, 1921.

CHAPTER 136.

[S. B. 126.]

AN ACT relating to tuition fees for state normal school extension work, and amending section 4373 of Remington & Ballinger's Annotated Codes and Statutes of Washington.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. That section 4373 of Rem. & Bal. Code be amended to read as follows:^{ie}

Section 4373. No charge shall be made against any student for tuition in any of the normal schools contemplated by this act: *Provided*, That the boards of trustees of such schools are hereby authorized and empowered to charge such fees for extension work provided for under section 5 of chapter 128 of the Laws of 1917 as the boards of trustees of the several normal schools shall by joint action determine; all fees collected to be paid into a revolving fund of the school collecting the same, and to be held by the trustees of such school and used and expended by such trustees in carrying on the extension work of such school, and to be accounted for in accordance with existing laws. All students shall be required to furnish satisfactory evidence of good moral character, and any student may be suspended or expelled from any state normal school contemplated by this act who is found to

be immoral, or who has refused to comply with its rules and regulations for its government.

Passed the Senate March 1, 1921.

Passed the House March 8, 1921.

Approved by the Governor March 19, 1921.

CHAPTER 139.

[S. B. 160.]

AN ACT relating to a system of student fees in the University of Washington and providing for the collection and disposal of the same, and amending sections 1, 2, 3 and 4, and repealing section 5 of chapter 63 of the Laws of 1919.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. That section 1 of chapter 63 of the Laws of 1919 be amended to read as follows:

Section 1. The University of Washington shall charge to and collect from each of the students registering therein the following fees: (a) A general tuition fee of fifteen dollars (\$15.00) per quarter from each person domiciled in this state or the territory of Alaska for the period of one year prior to registration, and fifty dollars (\$50.00) each per quarter from all others. (b) Special tuition fees to include fees for summer session, short courses, marine station work, correspondence or extension courses, individual instruction fees, and such other special tuition fees as may be established by the board of regents of the university from time to time. (c) A library fee of ten dollars (\$10.00) per quarter for law, for each student registered in law, for the law library. (d) Student deposit, disciplinary, laboratory, library, gymnasium, hospital or health fees, and such other fees as may be established by the board of regents from time to time, the fees mentioned in this subdivision to be deposited or paid by each student required to de-

posit or pay same under rules to be prescribed by said board.

SEC. 2. That section 2 of chapter 63 of the Laws of 1919 be amended to read as follows:

Section 2. All general tuition fees mentioned in subdivision (a) of section 1 of this act shall, within thirty-five days (35) days from the date of collection thereof, be paid into the state treasury and by the state treasurer shall be credited as follows: Ten dollars (\$10.00) from each student to the "University of Washington Building Fund" and the balance to the "University of Washington Fund". The sum so credited to the "University of Washington Building Fund" shall be used exclusively for the purpose of erecting, altering, maintaining, equipping or furnishing buildings constructed under the act of March 15th, 1915, being chapter 66 of the Laws of 1915 and the acts amendatory thereto.

SEC. 3. That section 3 of chapter 63 of the Laws of 1919 be amended to read as follows:

Section 3. Said fees mentioned in subdivisions (b), (c) and (d) of section 1 of this act shall be held by the said board of regents as a revolving fund and expended for the purposes for which collected, and be accounted for in accordance with the existing law.

SEC. 4. That section 4 of chapter 63 of the Laws of 1919 be amended to read as follows:

Section 4. The fees mentioned in subdivision (a) of section 1 of this act are not returnable except in case of sickness or causes entirely beyond the control of the student. No portion of the returnable fees shall be returned for voluntary or enforced withdrawal after thirty (30) days from the date of registration of the student. Students withdrawing under discipline forfeit all rights to the return of any portion of the fee. In no case shall more than one-half of the fees be refunded.

SEC. 5. The board of regents may exempt the following classes of persons from the payment of the fees mentioned in subdivisions (a) and (b) of section 1 of this act except for the individual instruction fees mentioned in said subdivision (b): (1) All honorably discharged service men or women who served in the military or naval service of the United States during the late World War; and all honorably discharged service men who served in the military or naval services of any of the governments associated with the United States during the said war, provided they were citizens of the United States at the time of their enlistment and who are again citizens at the time of their registration in the university. If any such service men have not been domiciled in this state for one year prior to registration said board may exempt them up to one-half of the fee payable by other non-domiciled students. (2) Members of the staff of the University of Washington. (3) Teachers in the public schools of the state who supervise the cadet teachers from the University of Washington.

SEC. 6. In case of deserving students domiciled in this state or the territory of Alaska who, after a quarter in residence have shown a marked capacity for the work done by them in school, the board of regents may, in lieu of collecting the fees provided for in subdivision (a) of section 1 of this act, extend credit to said students in the amount of said fees, taking therefor the promissory note of the student, with interest at the rate of four per cent per annum.

SEC. 7. Section 5 of chapter 63 of the Laws of 1919 is hereby repealed.

Passed the Senate February 28, 1921.

Passed the House March 8, 1921.

Approved by the Governor March 19, 1921.

CHAPTER 142.

[H. B. 309.]

AN ACT relating to the state institutions of higher education, making provisions for the annual levy of a tax to produce revenue therefor and amending section 5049-4 of Remington & Ballinger's Annotated Codes and Statutes of Washington.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. The state board of equalization shall, beginning the fiscal year, 1921, and annually thereafter, at the time of levying taxes for state purposes, levy upon all property subject to taxation, a tax of one and ten one hundredths of one mill (1.10) for the state university fund; sixty-seven one hundredths of one mill (.67) for the state college fund; twenty one hundredths of one mill (.20) for the Bellingham normal school fund; fifteen and nine-tenths hundredths of one mill (.159) for the Cheney normal school fund; and twelve one hundredths of one mill (.12) for the Ellensburg normal school fund.

It shall be the duty of the joint board of higher curricula in the report to be made next preceding the convening of the legislature in 1925 to recommend any changes in levy herein provided for which the said board may deem necessary or proper, and to give their specific grounds and reasons therefor, for the purpose of having the levy herein provided for readjusted by the legislature of 1925.

Passed the House March 2, 1921.

Passed the Senate March 8, 1921.

Approved by the Governor March 21, 1921.

CHAPTER 147.

[H. B. 199.]

AN ACT relating to school district bonds, and amending sections 5110 and 5116 Pierce's Code.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. That section 5110 of Pierce's Code (Laws 1919, Chapter 9[90]) be amended to read as follows:

Section 5110. The board of directors of any school district provided for in this act, or hereafter created in this state may borrow money and issue negotiable coupon bonds therefor to any amount not to exceed five (5) per cent of the taxable property in such district, as shown by the last assessment roll for county and state purposes previous to the incurring of such indebtedness; except that in incorporated cities the assessment shall be taken from the last assessment for city purposes, for the purpose of funding outstanding indebtedness, or bonds heretofore issued, or issued under the provisions of this act, or for the purchase of a school house site or sites for buildings or playgrounds authorized by law, erecting one or more school houses, an administration building and all other buildings authorized by law and providing the same with all necessary furniture, apparatus or equipment, or for any or all of these purposes, when authorized by vote of the district so to do, as provided in the next section: *Provided*, That the bonds so issued shall bear a rate of interest not to exceed six (6) per cent per annum, interest payable annually or semi-annually, payable and redeemable at such time as may be designated in the bonds. All school district bonds shall be payable within a period of not to exceed twenty-three years from date, except when issued by districts of the first class for the purpose of acquiring buildings or playground sites, or for erecting buildings of a permanent character, in which case they shall be made payable in

semi-annual or annual installments, beginning the third year over any period not exceeding forty years from date: *And provided further*, That from and after July 1, 1919, all bonds issued by any school district shall be issued in serial form.

SEC. 2. That section 5116 of Pierce's Code (Laws 1911, p. 390 [391]) be amended to read as follows:

Section 5116. The county commissioners must ascertain and levy annually, in addition to the school district tax, the tax necessary to pay the interest upon such bonds as it becomes due, and at the expiration of one-half of the time for which said bonds are to run, and annually thereafter, until full payment of said bonds is made, they shall levy, in addition to the tax required to pay the interest such amount for sinking fund to meet the payments of said bonds at maturity, to be determined by dividing the amount of bonds outstanding by the remaining number of years to run, and the fund arising from such levy shall be kept as the bond redemption fund of said district, and each of said tax levies shall be a lien upon the property of said district, and must be collected in the same manner as the taxes for other school purposes: *Provided*, That the county treasurer, when authorized to do so by the board of directors of any school district, may invest any accumulated or other sinking fund of said district in general bonds or warrants of the State of Washington, or of any school district, city or county therein, if the maturity of the bonds precedes the maturity of the bonds for which said sinking fund is being accumulated, and all profits accruing from such investment and the fund so invested shall revert to the sinking or other fund of said district, and the county treasurer shall be custodian of all bonds or warrants purchased by and with the said sinking fund, until the same are redeemed: *And provided further*, That the county treasurer, when authorized to do so by the board of directors

of any school district, may purchase and redeem any of the outstanding bonds of said district, paying for said bonds out of the accumulated sinking fund of the district; all revenues provided for in this section shall constitute a separate fund, to be known as the bond redemption fund.

Passed the House March 3, 1921.

Passed the Senate March 8, 1921.

Approved by the Governor March 21, 1921.

CHAPTER 163.

[S. B. 159.]

AN ACT regulating the requirements for admission to the University of Washington.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. The University of Washington shall begin its courses of study in liberal arts and science at the point where the same are completed in the public high schools of the state, as far as practicable. No student shall be admitted to the University of Washington who shall have less than graduation from a four year accredited high school except persons twenty-one years of age or over, and students registering in extension work, short courses and in the summer sessions. No student shall be admitted except upon examination satisfactory to the university or upon certificates from those public high schools and other educational institutions whose courses of study meet the approval of the said university.

SEC. 2. All acts and parts of acts in conflict herewith are hereby repealed.

Passed the Senate February 28, 1921.

Passed the House March 8, 1921.

Approved by the Governor March 21, 1921.

CHAPTER 164.

[S. B. 225.]

AN ACT relating to the State College of Washington and providing for the collection and disposition of tuition fees.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. The board of regents of the state college of Washington shall charge to and collect from each of the students registering at said institution who have not resided in this state or Territory of Alaska one year prior to date of registration a tuition fee of seventy-five dollars (\$75.00) per semester. All other students except those in summer schools, short courses, correspondence or extension courses, shall be charged a tuition fee of not less than ten dollars (\$10.00) per semester.

SEC. 2. The tuition fees collected under section 1 of this act shall be deposited with the state treasurer in the state college current fund, and expended by the board of regents for either buildings or equipment or operation or maintenance as may be deemed most advisable for the best interests of the institution. Expenditures so made shall be accounted for in accordance with the existing law.

SEC. 3. Tuition fees collected under this act are not returnable unless in case of sickness or other causes beyond the control of the student. In no case shall more than one-half ($\frac{1}{2}$) of the tuition be refunded. Students withdrawing under discipline forfeit all rights to the return of any portion of the fees. No portion of the tuition shall be refunded after thirty (30) days from date of registration of the student.

SEC. 4. The board of regents may exempt the following classes of persons from the payment of tuition: (1) All honorably discharged service men who served in the military or naval service of the United States during

the late world war; and all honorably discharged service men in the military or naval services of any of the governments associated with the United States during said war, provided they were citizens of the United States at the time of their enlistment and who are again citizens at the time of their registration at the state college. If any of such service men have not resided in this state for one (1) year prior to registration said board may exempt them up to one-half ($\frac{1}{2}$) of the tuition payable by other non-resident students; (2) members of the staff of the state college of Washington; (3) In case of deserving students of this state and Alaska who, after a quarter in residence have shown a marked capacity for the work done by them in school, the board of regents, may, in lieu of collecting the fees provided for in section 1 of this act, extend credit to said students in the amount of said fees, taking therefor the promissory note of the students with interest at the rate of four per cent per annum.

Passed the Senate March 3, 1921.

Passed the House March 8, 1921.

Approved by the Governor March 21, 1921.

CHAPTER 170.

[S. B. 139.]

AN ACT fixing the time for holding city, port district and school district elections in certain cases, providing for the appointment of election officers and prescribing their duties, and fixing the time of the commencement of terms of municipal and district officers.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. All city, school district and port district elections, other than in class A and first class counties, whether general or special, and whether for the election of officers, or for the submission to the voters of such

city, port district or school district, of any question for their adoption and approval or rejection, in any port district, containing a school district of the first class, shall be held on the first Saturday in December in the year in which they may be called: *Provided*, That this section shall not be construed as fixing the time for holding the elections for the recall of any city or district officers or primary election or special bond election.

SEC. 2. The term of every city, port district and school district officer elected under the provisions of this act shall begin on the first Monday in January following his election: *Provided, however*, That any person elected to office at the first election held under this act shall not take office until the expiration of the term of office of his predecessor: *And provided further*, That any person whose term of office shall expire prior to the holding of the first election under this act shall continue to hold office until his successor is elected and qualified.

SEC. 3. It shall be the duty of the chairman of the board of county commissioners, the county auditor and the prosecuting attorney in all city, town and district elections held under the provisions of this act to provide places for holding elections, to appoint the election officers, to provide for their compensation, to provide ballot boxes, ballot or voting machines, poll books and tally sheets, and deliver them to the election officers at the polling places, to publish and post notices of calling such elections in the manner provided by law, and to apportion to each city, town or district its share of the expense of such election.

SEC. 4. The election officers hereinabove provided for shall conduct such election and shall receive and deposit the ballots cast thereat in the proper and respective ballot boxes and shall count said ballots and make return thereof to the proper officers of the respective cities, port districts and school districts in the manner provided by

law: *Provided, however,* That there shall be but one set of election officers in each precinct.

SEC. 5. At every election held under the provisions of this act, the polls shall be kept open from eight o'clock a. m. to eight o'clock p. m., and all qualified electors who shall be inside the polling place at eight o'clock p. m. shall be allowed to cast their ballots at such election.

Passed the Senate March 5, 1921.

Passed the House March 9, 1921.

Approved by the Governor March 21, 1921.

CHAPTER 175.

[S. S. B. 180.]

AN ACT relating to education and to the public schools; prescribing and limiting the powers of directors and officers of school districts in matters of health and sanitation, and amending section 4509 of Remington & Ballinger's Annotated Codes and Statutes of Washington.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. That section 4509 of Rem. & Bal. Code be amended to read as follows:

Section 4509. Every board of directors of a school district of the first class shall, in addition to the general powers enumerated in chapter XVII. (XV.) of this title, have the power:

First. To employ for a term of not exceeding three years a city superintendent of schools of the district, and for cause to dismiss him; and to fix his duties and compensation.

Second. To prescribe a course of study and a program of exercises, which shall not be inconsistent with the course of study prepared by the state board of education for the use of the common schools of this state.

Third. To make necessary by-laws for more effectively carrying out the provisions of this act, and for facilitating the work of the board, as required by law.

Fourth. To adopt and enforce such rules and regulations as may be deemed essential to the well being of the schools, and to establish and maintain such grades and departments, including night, high, kindergarten, manual training and industrial schools, and schools and departments for the education and training of any class or classes of defective youth, as shall, in the judgment of the board, best promote the interests of education in that district.

Fifth. To employ and, for cause, to dismiss teachers and janitors; to determine the length over and above eight (8) months that school shall be maintained: *Provided*, That for purposes of apportionment no district shall be credited with more than one hundred and eighty-three days' attendance in any school year; to fix the time for annual opening of schools and for the daily dismissal of primary pupils before the regular time for closing schools.

Sixth. To employ a business manager, attorneys, an architect, inspectors of construction, superintendents of buildings and janitors, and a superintendent of supplies and other employees, and to prescribe their duties and fix their compensation.

Seventh. To employ, and, for cause, dismiss one or more assistant city superintendents and to define their duties and fix their compensation.

Eighth. To employ, and, for cause, dismiss supervisors of instruction, and to define their duties and fix their compensation.

Ninth. To maintain a shop and repair department, and to employ a foreman and the necessary help for the maintenance and conduct thereof.

Tenth. To provide free text-books and supplies for all children attending school, when so ordered by a vote

of the electors; or, if free text-books are not voted by the electors, to provide books for children of indigent parents, on the written statement of the city superintendent that the parents of such children are not able to purchase them.

Eleventh. To require of the officers or employees of the district to give a bond for the faithful discharge of their duties in such penal sum as may be fixed by the board with good and sufficient surety, and to cause the premium for all bonds required of all such officers or employees to be paid by the district.

Twelfth. To prohibit all secret fraternities and sororities among the students in any of the schools of the said districts.

Thirteenth. To appoint a practicing physician, resident of the school district, who shall be known as the school district medical inspector, and whose duty it shall be to decide for the board of directors all questions of sanitation and health affecting the safety and welfare of the public schools of the district; he or authorized deputies shall make inspections of each school in the district and report the condition of the same to the board of education and board of health: *Provided, however,* That a parent or guardian having control or charge of any child enrolled in any public school in districts of the first class of the state may file annually with the principal of the school in which he is enrolled, a statement in writing, signed by such parent or guardian, stating that he will not consent to the physical examination of his child, and thereupon such child shall be exempt from any physical examination: *Provided, further,* That whenever such practicing physician or graduate nurse shall in good faith have reason to believe that such child is suffering from a contagious or infectious disease, such child may be examined for such contagious or infectious disease and if found so infected shall be sent home and such parent or guardian shall be notified of the reason therefor, and

then such child shall not be permitted to return to school until the school authorities are satisfied that such child is not suffering from such contagious or infectious disease: *And provided further*, That no child shall be required to submit to vaccination without the written consent of his parent or guardian: *And provided further*, That no form of vaccination, inoculation or other medication shall hereafter be made a condition precedent in this state for admission to or attendance in any public school maintained by a district of the first class or for the employment of any person as teacher in any such school or in any other capacity in connection therewith: *Provided further*, That no provision of this act shall be construed as preventing the quarantining or exclusion of persons suspected of having, or who have been exposed, to contagious diseases.

Passed the Senate March 1, 1921.

Passed the House March 8, 1921.

Approved by the Governor March 21, 1921

NOTE.—A referendum petition has been filed against the following portions of chapter 175:

Provided, however, That a parent or guardian having control or charge of any child enrolled in any public school in districts of the first class of the state may file annually with the principal of the school in which he is enrolled, a statement in writing, signed by such parent or guardian, stating that he will not consent to the physical examination of his child, and thereupon such child shall be exempt from any physical examination: *Provided, further*, That whenever such practicing physician or graduate nurse shall in good faith have reason to believe that such child is suffering from a contagious or infectious disease, such child may be examined for such contagious or infectious disease and if found so infected shall be sent home and such parent or guardian shall be notified of the reason therefor, and then such child shall not be permitted to return to school until the school authorities are satisfied that such child is not suffering from such contagious or infectious disease, and: *Provided further*, That no child shall be required to submit to vaccination without the written consent of his parent or guardian, and: *Provided further*, That no form of vaccination, inoculation or other medication shall hereafter be made a condition precedent in this state for admission to or attendance in any public school maintained by a district of the first class or for the employ-

ment of any person as teacher in any such school or in any other capacity in connection therewith: *Provided further*, That no provision of this act shall be construed as preventing the quarantining or exclusion of persons suspected of having, or who have been exposed to contagious diseases.

CHAPTER 190.

[S. B. 26.]

AN ACT relating to health, welfare and care of children in attendance at any public school in any city of the first class.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. The board of directors of any public school in any city of the first class may cause to be furnished free of charge, in a suitable individual sterilized receptacle on each and every school day to each child in attendance under the age of fourteen years desiring the same, not less than one-half pint of pure whole milk during the lunch hour at the noon intermission. The cost of supplying such milk shall be paid for and in the same manner and out of the same fund as the other items of expense incurred in the conduct and operation of said school.

Passed the Senate February 2, 1921.

Passed the House March 8, 1921.

Permitted to become a law without the signature of the Governor.

J. GRANT HINKLE, Secretary of State.

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